

COMMISSION MEETING MINUTES
September 20, 2016

The Board of Davis County Commissioners met on September 20, 2016 at 10 am in room 303 of the Davis County Administration Building, 61 South Main Street, Farmington, Utah. Members present were: Commissioner John Petroff, Jr. - Chair, Commissioner Jim Smith, Commissioner P. Bret Millburn, Clerk/Auditor Curtis Koch, Chief Deputy County Attorney Neal Geddes and Deputy Clerk/Auditor Janet Hanson.

Agenda as posted

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AMENDED PUBLIC NOTICE is hereby given that the Board of Davis County Commissioners, Farmington, Utah, will hold a Commission Meeting at the Davis County Administration Building, 61 South Main Street, Room 303, Farmington, Utah, commencing at **10:00 a.m. on Tuesday, September 20, 2016.**

OPENING

Pledge of Allegiance – By Invitation

RECOGNITIONS, PRESENTATIONS AND INFORMATIONAL ITEMS

- Voter Outreach Initiative
- Notice given that the Board of Davis County Commissioner will be conducting Commission Meeting at 8:30 AM on October 4, 2016
- **Notice of Public Hearing September 27, 2016 at 10 AM to consider additional budget appropriations requests. Budget increases will be funded by new revenues and/or monies unspent in the prior year.**

PUBLIC HEARING

Davis County 2017-2021 Five-Year Consolidated Plan in accordance with the Community Development Block Grant (CDBG) program guidelines

BUSINESS/ACTION

Chris Sanford, Davis County Library Director, presenting:

Written motion to authorize the Davis County Library Director to approve and sign certain agreements (n/a)

Dave Hansen, Davis County Legacy Events Center Director, presenting:

Summary list of agreements of events (15) at the Legacy Events Center (receivable)

Clint Thacker, Davis County Animal Care & Control Director, presenting:

Summary list of animal adoptions (111) for the month of August (receivable)

Adam Wright, Davis County Public Works Director, presenting:

Certificate of Substantial Completion - 4000 South 900 West Bountiful street rebuild project (payable)

Resolution approving 2016 Interlocal Cooperation agreement between Davis County cities and Davis County for Utah Pollutant Discharge Elimination System (UPDES) General Permit

2016 Interlocal Cooperation Agreement between Davis County cities, Davis County Storm Water Coalition and Davis County - Utah Pollutant Discharge Elimination System (UPDES) General Permit (n/a)

Randy Cook, Davis County Tourism & Events Coordinator, presenting:

Agreement with Penna Powers – manage Davis County tourism marketing plan (payable)

Shawn Beus, Davis County Community & Economic Development Manager, presenting:

Request appointment of Julie Thompson to the Tourism Tax Advisory Board (TTAB)

Chief Deputy Kevin Fielding, Davis County Sherriff's Office, presenting:

Agreement with Utah Department of Corrections – purchase and reimbursement of facial recognition software (receivable)

BOARD OF EQUALIZATION

Request approval of the Property Tax Register

COMMISSIONER COMMENTS

PUBLIC COMMENTS (3 Minutes per Person)

CONSENT ITEMS

Check Registers

Personnel Register

Pledge of Allegiance

Commissioner Millburn led the Pledge of Allegiance. All in attendance were invited to stand and join in.

“Elections Just for Kids” voter outreach initiative

Brian McKenzie, Davis County Chief Deputy Clerk/Auditor and Elections Manager announced and presented their “Elections Just for Kids” initiative. Navigating the “DAVISVOTES.COM” website, he demonstrated the interactive site, i.e. campaign poster, election word search and election maze. There is also a voting rights timeline and a challenge quiz “So you think you know”. The purpose of the initiative is to

educate and engage children of Davis County in the election process and for them to bring the conversation home to discuss with their families. Each child in the Davis School District from grades 1-6 will be provided with a bookmark entitled “Voting Path of Preparation” that helps them understand the 4 steps that adults should take to ensure they are prepared for each election and for their votes to get counted. Teachers have been provided teaching resources with lesson plans. It encourages children to ask adults in their lives about registering to vote, learn about the candidates and the issues before voting. By engaging children about the election process at their level, this initiative will help build a foundation of future voters in our community.

The Commissioners commended Brian on this initiative being a great resource to the educators and for the youth who would bring the conversation home to their parents. Commissioner Millburn suggested including a link to YouTube’s “School House Rock: I’m Just a Bill on Capitol Hill” and highly recommended creating an “APP” for it. Curtis thanked Brian for all of his hard work for heading-up this project in their office. He feels that our election staff is first class. It will be offered to other counties to utilize this resource as well if they so choose.

Oct. 4, 2016
Commission
Meeting will be
held at 8:30 AM

Public notice was given that the Board of Davis County Commissioners will be conducting Commission Meeting at 8:30 AM (instead of 10 AM) on October 4, 2016. Commissioner Petroff explained that they felt it was important for them to attend the ribbon cutting ceremony for the University of Utah Health Center here in Farmington.

Notice of public
hearing (2016
Budget Opening)
Sept 27, 2016,
10 AM during
Commission
Meeting

Commissioner Petroff read the following public hearing notice:
“Pursuant to section 17-36-26 Utah Code 1953 as amended, notice is hereby given by the Board of Davis County Commissioners, Farmington, Utah that a public hearing will be held on Tuesday, September 27, 2016 at 10 AM in Room 303 of the Davis County Administration Building, 61 South Main Street, Farmington, Utah to consider additional budget (2016) appropriation requests. Budget increases will be funded by new revenues and/or monies unspent in the prior year.”

Public Hearing
re: CDBG 5-year
Consolidated
Plan

Commissioner Petroff indicated there is a public hearing this morning for the 2017-2021 Five-Year Consolidated Plan in accordance with the Community Development Block Grant (CDBG) program guidelines.

Commissioner Millburn made a motion to open a public hearing. Commissioner Smith seconded the motion. All voted aye.

2017-2021
CDBG 5-Year
Consolidated
Plan

Tony Zambrana, Davis County Grants Auditor, explained that to comply with HUD regulations each entitlement county needs to submit a Five-Year Consolidated Plan to them for the county’s Community Development Block Grant (CDBG program). The plan goes over what the County’s needs are and what the County’s anticipated goals will be to use CDBG resources to alleviate any needs of the county. The Plan goes over how we intend to do that within the CDBG guidelines. Part of that regulation is to make the finalized Consolidated Plan available to the public for their review. It was published in the newspaper, giving a month’s time, for the public to review the Consolidated Plan. The public could either provide comments via email to him or to come today to provide comments during the public hearing. Tony indicated that, to date, he was not in receipt of any written comments in this regard.

Commissioner Petroff asked if there was anyone in attendance who would like to make public comment. There was no public comment.

Public hearing
closed

Commissioner Millburn made a motion to close the public hearing. Commissioner Smith seconded the motion. All voted aye.

#2016-374
written motion
authorizing

Chris Sanford, Davis County Library Director, presented written motion #2016-374 authorizing the

Library Director
to sign certain
agreements

Davis County Library Director to approve and sign certain agreements up to a maximum of \$3,000.00. If approved, these agreements would center on programming efforts, i.e. story time and summer reading. Many of those agreements are no cost or minimal amounts. Commissioner Smith indicated there are other departments (Legacy Events Center and Animal Control) that have already been authorized to do this and felt that it made sense.

Commissioner Smith made a motion to approve. Commissioner Millburn seconded the motion. All voted aye. The document is on file in the office of the Davis County Clerk/Auditor.

#2016-375
Summary list of
LEC rentals

Dave Hansen, Davis County Legacy Event Center Director, presented summary list #2016-375 of agreements (15) for a variety of small dollar rental for a variety of events.

Commissioner Smith made a motion to approve. Commissioner Millburn seconded the motion. All voted aye. The documents are on file in the office of the Davis County Clerk/Auditor.

#2016-376
Summary list of
August animal
adoption
agreements

Clint Thacker, Davis County Animal Care & Control Director, presented a summary list #2016-376 of agreements (111) of animal adoptions in August.

Commissioner Smith made a motion to approve. Commissioner Millburn seconded the motion. All voted aye. The documents are on file in the office of the Davis County Clerk/Auditor.

#2016-163B
Certificate of
Substantial
Completion
Bountiful street
rebuild

Adam Wright, Davis County Public Works Director, presented the following:

Certificate of Substantial Completion #2016-163B (Jordan Valley Construction) for the 400 South 900 West, Bountiful (Val Verde area), street rebuild project .

Commissioner Smith made a motion to approve. Commissioner Millburn seconded the motion. All voted aye. The document is on file in the office of the Davis County Clerk/Auditor.

#2016-377
Resolution
approving
interlocal
agreements for
UPDES general
permit

Resolution #2016-377 approving 2016 Interlocal Cooperation agreement between Davis County cities and Davis County for the Utah Pollutant Discharge Elimination System (UPDES) General Permit. Adam referred to this as the MS4 Permit. They work with the cities every month as a combined effort to meet our storm water discharge requirements to prevent pollution by the means available to us with the State for MS4 Permit. The agreements are done every 5 years as the permit renews.

Commissioner Millburn made a motion to approve. Commissioner Smith seconded the motion. All voted aye. The document is on file in the office of the Davis County Clerk/Auditor.

#2016-377
2016 Interlocal
Coop Agreement
with cities for
UPDES General
Permit

2016 Interlocal Cooperation Agreement #2016-377 between Davis County cities and Davis County for the UPDES General Permit (as explained above). There are no monies involved. The permit expires February 28, 2021.

Commissioner Millburn made a motion to approve. Commissioner Smith seconded the motion. All voted aye. The document is on file in the office of the Davis County Clerk/Auditor.

TABLED
Penna Powers

Commissioner Millburn indicated that he still had some questions regarding the agreement with Penna Powers and that he would like to have a better understanding of it.

Commissioner Millburn made a motion to TABLE the agreement with Penna Powers. Commissioner Smith seconded the motion. All voted aye.

TTAB
appointment
Julie Thompson

Shawn Beus, Davis County Community & Economic Development Manager, presented a request to appoint Julie Thompson, owner of the Dairy Queen in Centerville, to the Tourism Tax Advisory Board (TTAB). He introduced Julie who was in attendance. If approved, her term would start immediately as there is a meeting today and will run through December 31, 2017. Shawn explained that the 3 entities that are taxed are restaurants, car rentals and hotels. Julie and her family have owned the Dairy Queen for over 30 years. She and her husband have owned and operated it for the last 18 years.

Commissioner Millburn made a motion to approve. Commissioner Smith seconded the motion. All voted aye.

Captain Arnold Butcher, Davis County Sheriff's Office, presented agreement #2016-378 with Utah Department of Corrections for the purchase and reimbursement of facial recognition software. This had previously been tabled (8/30/16) to have some questions answered. Commissioner Millburn stated that each commissioner had an opportunity to meet with the vendor (separately) to ask questions and to understand the contract and what the software did. Commissioner Smith had an understanding that there was funding from the State for this for the first year. He felt it was a nice opportunity for us, for free, to see how it works. The software adds a layer of security. He felt it was a perfect match for our law enforcement. Captain Butcher said the intent was to put the facial recognition software, initially, into the patrol vehicles. It will add a level of security for when they log into the computer system there will be the additional facial recognition to take place which would add a level of safety for the officers. Once they have initially logged in, with the facial recognition software they wouldn't have to log back in. This will allow them to keep their focus on the situation at hand.

It is a reimbursable amount of \$45,000.00 for one year.

Commissioner Smith made a motion to approve. Commissioner Petroff seconded the motion. Commissioner Millburn voted nay.

Commissioner Millburn explained that it wasn't because he didn't think it was a good tool. He thought it was still relatively new in its usage. As he met with the vendor along with Mark Langston, Information Systems, there were some concerns brought forward that he thought were valid. One concern is that the heavy duty laptops that are used do not have built in cameras. There were concerns of having the ability to plug in an extra camera (which would be covered by the reimbursement), with additional concerns of how functional that would be and how prone they would be to breakage. He was perplexed as to why, if it is funded by the State, there is no State entity that is utilizing the program, yet they are desperately searching for other entities to utilize it. To him, it raises a red flag. He is convinced that there is a need for another level of security and this may be a good way to do that, but he is not excited to be the Guinea pig. Another question he had is, what happens when the state funding goes away? Would we be stuck with another cost? Commissioner Petroff understood that there would be an annual maintenance fee of \$3,500.00 to \$4,000.00. Curtis Koch said that his budgetary concern, having sat in on one of the demonstrations, is that the rugged laptop required for those vehicle do not have a camera. So whatever cost increase that is, we are not aware of it. That cost would eventually be borne by the County, regardless of whatever grant funding comes right now. Currently, no one manufactures rugged laptops with cameras in them. The Panasonic Tough Book has been utilized for years by the county. Captain Butcher understood that the idea was to get some of this equipment to other agencies that don't typically receive it. Weber County was the other agency that was selected and is up and running with this program. Commissioner Millburn indicated that there were other agencies that were on the list that declined for a variety of reasons. Commissioner Petroff asked how the \$45,000.00 reimbursement would be broken out for hardware and software. Commissioner Millburn thought it would be determined by the number of users that could be brought on board. He likes the program, but felt it would be better utilized for office usage rather than in patrol vehicles. He wondered how often and what is the risk for someone to get in front of a patrol officer's laptop. He understands that it is a convenience factor. Captain Butcher indicated that he had some stories of inmates getting access to the front seat of a patrol vehicles. Commissioner Smith indicated that security portion was significant and is in favor of it and felt that the annual maintenance cost is reasonable.

The motion passed with the majority vote. The document is on file in the office of the Davis County

Clerk/Auditor.

BOE

Commissioner Smith made a motion to convene as the Board of Equalization. Commissioner Millburn seconded the motion. All voted aye.

Curtis Koch, Davis County Clerk/Auditor, presented the Property Tax Register which reflected:

- 1 veteran’s abatement.

Commissioner Millburn made a motion to approve. Commissioner Smith seconded the motion. All voted aye.

- 86 individuals who have stipulated to an amount of their current year’s property taxes.

Commissioner Smith made a motion to approve. Commissioner Millburn seconded the motion. All voted aye.

- 6 denied appeals that did not request a hearing.

Commissioner Smith made a motion to approve. Commissioner Smith seconded the motion. All voted aye.

- 2 value corrections (errors) for the 2016 year.

Commissioner Millburn made a motion to approve. Commissioner Smith seconded the motion. All voted aye.

- Late abatements from 2015: 7 circuit breaker; 3 indigent; and 5 veteran.

Commissioner Smith asked if there were a statute of limitation on the late appeals. Curtis indicated the BOE has brought authority in on these. We have tended to be lenient because circuit breaker and indigent are the most at risk populations and veterans have more than earned their abatement.

Commissioner Smith made a motion to approve. Commissioner Millburn seconded the motion. All voted aye. The document is on file in the office of the Davis County Clerk/Auditor.

Property tax
appeal update

Curtis Koch indicated that the filing deadline for property tax appeals was September 15th. He noted that in 2014 there 3,358 appeals; in 2015 there were 1,625 appeals. To date, 1,093 appeals have been received, which is significantly less. He anticipates approximately 100 appeals will be received.

Reconvene

Commissioner Millburn made a motion to reconvene Commission Meeting. Commissioner Smith seconded the motion. All voted aye.

Check registers
approved

Check registers as prepared by the Davis County Clerk/Auditor’s Office were approved with a motion by Commissioner Millburn. Commissioner Smith seconded the motion. All voted aye.

Personnel
Register
approved

Commissioner Smith made a motion to approve the Personnel Register. Commissioner Millburn seconded the motion. All voted aye.

No Commissioner comments.

No public comments

Meeting adjourned.

Clerk/Auditor

Chair